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Patent
Attorney Docket No. GEMS8081.066

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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In re Application of : Emeric et al.
Serial No. : 09/681,467
Filed : June 12, 2001
For : Method and System to Regulate Cooling of a Medical Imaging
Group Art No. : 2859
Examiner : Shrivastav, B.

CERTIFICATION UNDER 37 CFR 1.8(a) and 1.10

I hereby certify that, on the date shown below, this correspondence is being:

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37 CFR 1.8(a)

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Date: 1-6-04

James A. Jordan
Signature

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

PETITION TO WITHDRAW HOLDING OF ABANDONMENT

Dear Sir:

Responsive to the Notice of Abandonment mailed December 30, 2003, Applicant hereby petitions for withdrawal of the Examiner's holding of abandonment. The Notice of December 30, 2003 states that the present application is abandoned "in view of [:] Applicant's failure to timely file a proper reply to the Office letter mailed on 28 April 2003." Applicant contends, however, that a proper reply to the Office Action of April 28, 2003 was, in fact, filed and, therefore, the holding of abandonment is in error.

Enclosed please find a copy of the Amendment/Response that was filed with the USPTO on June 30, 2003 by facsimile transmission. A copy of the facsimile transmission confirmation

Emeric et al.

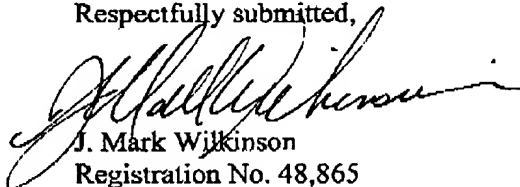
S/N 09/681,467

evidencing complete transmission of the reply to the USPTO is also enclosed. As such, Applicant respectfully believes that a timely and complete reply was filed in response to the Office Action mailed April 28, 2003. Accordingly, Applicant request that the holding of abandonment be withdrawn.

By rule, a fee is not required to be submitted with this Petition.

Applicant hereby requests that any questions regarding this matter be directed to the undersigned.

Respectfully submitted,



J. Mark Wilkinson

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Dated: January 6, 2004

Attorney Docket No.: GEMS8081.066

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